

THE TOMBSTONE EPITAPH
Published every Saturday evening.
gives all the news of the week, county,
state and general, and more especially
events and happenings of interest to
the people of Tombstone and Cochise
county. Yearly subscriptions \$2.50.

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TOMBSTONE, COCHISE COUNTY, ARIZONA, SUNDAY, JULY 30, 1916

NO. 38

STATE LANDS AUCTIONED IN TOMBSTONE TODAY

**MANY PRESENT TO BUY LAND,
AND MUCH SPIRITED
BIDDING**

**ANOTHER SALE TO BE HELD IN
SEPTEMBER WHEN 69 TRACTS
WILL BE SOLD**

Today in front of the court house, P. J. Munch, assistant land commissioner of the state land department, conducted the sale of state land, comprising some thirty tracts, which were sold to the highest bidder for cash, and in some instances some spirited bidding was manifested.

One piece of land which was appraised at \$1475, brought the state \$2700, and in another instance a tract appraised at \$2,000 brought \$2,700.

Most of the land, however, went at the appraised value, and many of the prominent cattlemen and land holders of the county were present to bid on the land. There were some 25 tracts of land advertised for sale and commissioner Munch stated to a representative today that for the benefit of six of the bidders who could not arrive today, he had postponed the sale until September 19, when another auction will be conducted, and 69 tracts of state land will be offered for sale, and those who could not appear today can bid on the land at the September sale, which will be conducted at the court house steps. A feature of today's sale is the fact that the land is bringing in some instances more than its appraised value, and that the cattlemen want state land at any price.

COMMERCE COMMISSION SAYS ARIZONA RATES NOT TOO HIGH

WASHINGTON, D. C., July 29.—Application of the Southern Pacific railway for permission to continue rates on high explosives from California points to El Paso, Texas, lower than those applicable to intermediate points was granted today by the interstate commerce commission.

In the same decision the commission found unjustified the complaint of the Graham and Gila County Traffic Association against the Arizona Corporation Commission, that rates from California and the east on canned goods, potatoes, fruits, sugar, beans, and other commodities to points in Arizona, were unreasonable.

OUT FOR REPRESENTATIVE.

Petitions for nomination of Judge J. C. Page, of Wilcox, have been received by friends in Tombstone, who are working hard for Judge Page's nomination. Judge Page will represent the northern part of the county in the house of representatives if elected.

CATHOLIC CHURCH.

First mass at 8 a. m. Second mass at 9 a. m. Sunday School at 9:30. In the evening at 7 o'clock the devotion of the Rosary will take place, followed by the benediction of the Blessed Sacrament.

REV. F. A. COLLYMORE,

SHERIFF WHEELER ANNOUNCES PLATFORM TO COCHISE PUBLIC

Tombstone, Arizona,
July 28, 1916.

TO THE PUBLIC:

Courtesy of the Tombstone Epitaph. In announcing myself a candidate for re-election to the office of sheriff, I believe the people have the right to demand of me a complete understanding of my ideas, intentions, in other words, a thorough knowledge of the personal platform in which I believe and which I intend to maintain and uphold if re-elected.

1st. Because since the advent of prohibition all usual crime has diminished—murder and all serious crime almost by one-half—and because the banks have more depositors, the merchants fewer unpaid bills, the mines fewer accidents—because of these facts I believe in a better and more comprehensive prohibition law. A law free of technicalities, one which can really be enforced by our own local officers.

2nd. I believe the old "Duffy" gambling law should be restored. The "Duffy" law actually prohibited gambling in all forms. It was repealed through the influence of those who favor gambling, and the present law given us instead. The present law is not even called a gambling law, but is referred to in the Statutes as a "Gaming" law—in other words only certain games are prohibited—not all games.

3rd. I believe in enforcement of all law—and that law may be really enforced. I believe the people should demand of the coming legislature, laws which really mean those things the people wish and actually desire and intend. Laws free from all legal catches, quibbles and technicalities which destroy and defeat the peoples' will. I am told this platform will defeat me, still I do not care to win on any other. I intend to run this race under true colors.

While all the men opposing me are good men, I offer the following reasons, which I believe justify me in seeking this office.

1st. During these times of trouble along the border an experienced sheriff should not be changed. It took me three years to attain my best efficiency, likewise it took my deputies the same period to learn the country—the criminals, and also to acquaint themselves with officers of other states—including Sonora, and to form friendships with these foreign officials.

2nd. Due to a great extent to the personal friendship of higher Sonora officials, special care has been given our county by said officials. Cochise county is the border county so far free of bandit raids or molestation.

3rd. My last year's expenses showed a decrease of seven thousand dollars over the previous year and we kept under our estimated budget three thousand dollars less than Maricopa county.

4th. The State Examiner, in his report, said of my office: "It is probably the best kept in the state."

5th. In four years, of fifty capital offenders, but seven have escaped, while Cochise county is the only county from the Coast to Texas which has not permanently lost one automobile by theft.

6th. I will not be a candidate next election for this office. I therefore ask my friends, who gave me nearly four to one majority last election, without the loss of a single precinct,

FROM DAISY FIELDS TO CACTUS COVERED BORDER



Photos by American Press Association.
Members of the fighting Sixty-ninth of New York plowing a daisy field at Camp Whitman before departing for the Mexican border, where, to prepare camp loads of cactus and mesquite must be collected to make the ground habitable as is shown in the lower picture.

MEXICAN WOMAN KILLED BY LIGHTNING NEAR TUCSON

TUCSON, July 29.—The body of Mrs. Teresa Martinez, who was killed by lightning at Sahuarita, Wednesday afternoon, was brought to the city yesterday and is being held at the Tucson Undertaking company until the facts regarding the woman's death can be established. It is reported as she sat in her home in the midst of her family.

The body was viewed yesterday by Coroner Comstock and the evidences on her body that her death had been caused by being struck by lightning made it unlikely that an inquest will be held. The bolt struck the woman just above the right eye and the hair was singed from the woman's head. Profuse bleeding from the ears was another indication of death by lightning stroke.

SUES U. OF A. FOR \$50,000 DAMAGES FOR DEATH OF SON

TUCSON, July 29.—Charging the University of Arizona and the board of regents of the university with negligence in permitting non-insulated wires to be used in connection with the light and power system on the campus, Joseph L. Cloud, father of Leo Cloud, the young tennis player and all-around athlete who was electrocuted while employed on the campus March 7, 1915, yesterday brought suit in the superior court for damages in the sum of \$50,000.

The complaint filed in the superior court yesterday comprises a recital of the facts, as alleged, and a request for damages in the sum of \$50,000. It is alleged that the university and board of regents, by whom Cloud was employed, were negligent in permitting the use of a power wire from which the insulation had been torn away by weather and exposed for a space of from six inches to a foot at the place above which Cloud was working.

I will not be a candidate next election for this office. I therefore ask my friends, who gave me nearly four to one majority last election, without the loss of a single precinct,

Respectfully,
HARRY C. WHEELER.

GLEESON WILL CELEBRATE FOR BENEFIT OF CANDIDATES

Constable Lefe Gibson, of Gleeson, likewise one of the chief boosters of that live little mining camp, was in the city today on business matters, and while here made it known that Gleeson is to have one big time on the 19th of next month for the benefit of the candidates for office in Cochise county, when they will be given an opportunity of meeting the "punchers" of the range, as well as the cattlemen of the county, who will be present in numbers not small.

Mr. Gibson stated that the big time planned will far surpass any other held heretofore, and a big feature of the day will be a big free barbecue everybody. Wild west sports will constitute a chief part of the program planned, and it might not be amiss to state, according to Booster Gibson, that some "classy" horses have been secured for these events, and some of the best riders in the county will be there for the riding and roping events. Other sports for the children and a general program for a good time—not forgetting the free barbecue and last, but not the least, one of those good old-fashioned Gleeson dances in the night, with the Ivey Orchestra, of Tombstone, furnishing the music.

"August 19th. is no special holiday or anything else," said Constable-Booster Gibson, "but we have arranged for this big time so that everybody in our section can come and meet the various candidates for office, and so and so that the candidates can meet the people."

FRENCH FOUND GUILTY OF SELLING WHISKEY

In the Superior Court this morning Judge Lockwood sentenced Leandro Maldonado, who was found guilty several days ago of the murder of Walter Brooks, to serve not less than 10 years nor more than his natural life in the state penitentiary.

The prisoner took his sentence calmly and afterward shook hands with his attorney, O. Gibson, and was then

JUDGE LOCKWOOD DISCREDITS CRITICISM ON JURY PANEL

Judge Lockwood, of the Superior Court, having heard that some criticism had been attached to Sheriff Wheeler regarding the present jury personnel at this term of court, discrediting all criticism, in an interview today stated to a Prospector representative:

"Having heard that some criticism has been dealt Sheriff Wheeler at this term of court, I desire to state that Sheriff Wheeler or nobody else has had a thing to do with the selection of the present jury panel, but that I order to give the drawn trial jury law a fair trial, so that the people could see it's workings, all jurors on the present panel have been drawn from the Great Register of the county.

"Owing to the fact that the liquor selling cases were to be heard, the court had all juries drawn from the box in order that no one could have the excuse that the jury had been 'packed' for either side, and so far all names on the panel have been drawn. This list is about exhausted, however, and we will then have to go back to the open venire. There is no reason why criticism should be attached to the Sheriff or anyone else on the present panel, and I want to set aside any talk to that effect by this statement, which I hope will clear up the whole matter. Sheriff Wheeler merely subpoenas the men when the names are given him, and in no way is he or anyone connected with their selection, and Captain Wheeler deserves neither praise nor blame, regarding the present panel.

"It is only fair that I should discredit this false impression, and I am glad to be able to do so.

"As soon as this list is exhausted, however," continued the Judge, "we will go back to the open venire, owing to the faulty law, which only allows a panel of 50 at any one time. We hope to have it amended at the next legislature, however, and when it is, I believe that we will all agree that the drawn jury system will work out to the satisfaction of all."

In the Superior Court this morning Judge Lockwood sentenced Leandro Maldonado, who was found guilty several days ago of the murder of Walter Brooks, to serve not less than 10 years nor more than his natural life in the state penitentiary.

ARRESTED WHILE ON WAY TO SAVE LIFE OF SWEETHEART

LOS ANGELES, Cal., July 28.—Deputy drove Claude Sailing, a young man accused of an auto theft to reveal a romance filled with sorrow when as a last request he pleaded for permission to be allowed to go to his betrothed sweetheart whom he believes is dying in Miami, Arizona.

While on the last lap of a wild auto race to catch a train out of Los Angeles for Arizona, Sailing and W. F. Kennedy were arrested when they arrived at a garage here, by deputy sheriffs Fox and Nolan. Telegrams from El Centro accused the pair of stealing the car.

In confirmation of his story, Sailing showed officers here two letters signed "Your Little Girlie," and two telegrams.

"Get money and come at once," signed "Laura Boggs," read one wire.

Another telegram, signed by Jay Boggs, the girl's father, read: "Not much trouble, but they won't give her a change. Come!"

The distant acquaintance of Sailing and Miss Boggs ripened into a betrothal while Sailing was working in Safford, Arizona, as driver of a big desert motor stage.

The desert beauty met Sailing on the roadside every day for months. When the stage company changed Sailing's route, her parents believed that the dull pain that she complained of was only a heart ache. The girl languished.

The doctors told Boggs his daughter must have a change of climate. Giving up the ranch Boggs took his family to Miami.

Believing the girl was dying, Sailing was about to rush from a garage to a train for Arizona when his arrest ended the race.

Sailing, in a frenzy, pleaded with the officers to be allowed to go to the girl's bedside. Local officers await the arrival of an El Centro deputy before deciding what to do.

SAGGING RAIL CAUSES TROUBLE ON NOGALES RAILROAD

TUCSON, July 28.—A sagging rail, caused by sidwashing of the embankment on the Nogales branch at Soto's crossing 45 miles south of Tucson, was responsible for the derailment of an Espee engine yesterday morning at 2 o'clock, according to advices received at the superintendent's office later in the morning.

When a report was received Wednesday evening that the steam shovel at Chavez' gravel pit was in danger of being submerged on account of the recent heavy rains, Superintendent Fitzgerald dispatched a work train with a force of men to pull the steam engine on the spur into the pit out of danger.

After working for some time the engine gave out of water and the crew cut it off to go to Tubac, where there is a water tank.

At Soto's crossing there is a culvert and the flood water in approaching the bridge had "side-washed" the embankment to such an extent that the rail next to the flood sagged. When passing over this point the engine suddenly overturned. Neither Engineer Dorrance nor his fireman were hurt.

THE NEW JERSEY NATIONAL GUARD MUTINIES AT DOUGLAS

REFUSED TO TURN OUT FOR DRILL AND ALL PUT UNDER ARREST

HAVE BEEN "UP AGAINST IT" SINCE CALLED TO BORDER AND WERE "PEEVED"

DOUGLAS, July 29.—The enlisted men of company L, First New Jersey infantry, mutinied yesterday morning, refusing to turn out for drill. The entire company was put under arrest and guards placed at each end of the company streets. Late last night the men were released from arrest but the non-commissioned officers were called up before the ranking officer of the regiment and given a "wiggling" they will remember long after they are out of the service.

The New Jersey brigade has been unusually unfortunate since its arrival here. It drew the worst camp-site in the district. Its first detachments were hurried away from Seaside before they were fully equipped and were compelled to travel in day coaches that looked as if they had just survived the flood. Twice since their arrival the camp has been torn to pieces by near hurricanes followed by rains that drenched the bedding and equipment.

The men have worked like beavers to get their camp in shape and have had rather hard and long periods of drill, but that is not the worst of their troubles. When they turned out it looked as if the last period of "watchful waiting" was at an end. There was a chance for service; the call said their country needed them. And they responded nobly. Now that the chance of a scrimmage is growing more beautifully less and they are receiving word that their former employers are not inclined to pay salaries just to make a political holiday, they are afraid for the future, the immediate future of their families, if not their own, and are desirous of getting back home. That they might have chosen a better way of expressing their disgust at conditions is the opinion of their immediate commanders, but the fact remains that the men have something on their side if camp gossip is any criterion.

MALDONADO GETS TEN YEARS TO LIFE IN PENITENTIARY

It took the jury in the case of the State vs. O. S. French, charged with bootlegging, a little longer to find a verdict than the Ross jury last night, but the defendant was found guilty, and sentence will be pronounced later.

The jury was out just an hour and a half when they reported they had reached a verdict. It is understood several of the defendants held on the same charge, out of the 250 cases on file, are getting week-kneed, and that next week will bring out some pleas of guilty, the line of evidence being introduced being too strong for opposition. Another case will be on trial Monday, when a special venire of 21, drawn jurors, will report.